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62-1753

REQUEST FORM FOR CONTINUED PROSECUTION APPLICATION
UNDER 37 CFR 1.53(d)

14/10. m.
3/9/00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 622/42052DV
Prior Appln. Ser. No.: 08/902,331
Filed: July 29, 1997
Inventor(s): Pius GRUENENFELDER et al.
Examiner: G. Cantelmo
Group: 1753

Box CPA
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a X continuation divisional application under 37 CFR 1.53(d) of the prior application identified above.

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The above-identified prior application, in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use the prior application file jacket and all the contents of the prior application, including the specification, drawings, and oath or declaration as the basic papers for the new application.

- X 1. Please enter the unentered amendment previously filed by facsimile on February 10, 2000 under 37 CFR 1.116, in the prior application.
- _____ 2. A preliminary amendment is enclosed.
- _____ 3. This application is filed by fewer than all the inventors named in the prior application:
- a. _____ Delete the following inventor(s) named in the prior application: _____
- b. _____ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- _____ 4. A new Power of Attorney is enclosed.

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- _____ 5. Small entity status:
- a. _____ A small entity statement is enclosed.
- b. _____ A statement of small entity status was filed on _____ in the prior application and status as a small entity is still proper and desired.
- c. _____ Is no longer claimed.

- X 5. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above:

CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT

Basic Fee		\$345		\$690
Total Claims	<u>04</u> - 20 = <u>-0-</u> x 9 =	\$	<u>18</u> =	\$ <u>690</u>
Ind. Claims	<u>01</u> - 3 = <u>-0-</u> x 39 =	\$	<u>78</u> =	\$
_____ Multiple Dependent Claims	+ 130 =	\$	<u>260</u> =	\$
	Total	\$	<u>690</u>	\$ <u>690</u>

- _____ 6. Please charge my Deposit Account No. 05-1323 (Docket # _____) in the amount of \$ _____.
- X 7. A check in the amount of \$690.00 to cover the filing fee is enclosed.
- X 8. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #622/42052DV).
- X 9. Priority of Appln. No(s). 94105388.6, filed in Europe on April 7, 1994 is hereby claimed under 35 U.S.C. 119.
- X 10. A certified copy of each said priority document was filed in application Serial No. 08/417,854 on April 7, 1995.
- X 11. The prior application is assigned of record to Balzers Aktiengesellschaft.

X 12. The power of attorney in the prior application is to:

Martin Fleit, Reg. No. 16,900; Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; Jeffrey D. Sanok, Reg. No. 32,169; and Richard R. Diefendorf, Reg. No. 32,390

 X a. The power appears in the original application papers in the prior application.

 b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.

 c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.

 X d. Address all future correspondence to:

EVENSON, McKEOWN, EDWARDS
& LENAHA, P.L.L.C.
1200 G Street, N.W.
Suite 700
Washington, DC 20005

 13. Return Receipt Postcard.

 14. Other _____

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It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.53(d) application pursuant to 37 CFR 1.14, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

To the extent necessary, applicants petition for an extension of time under 37 CFR 1.136 in parent application Serial No. 08/902,331, filed June 29, 1997. Please charge any shortage in fees due in connection with the filing of this new Rule 53(d) application, including extension of time fees in the parent application, to Deposit Account No. 05-1323 (Docket #622/42052DV), and please credit any excess fees to such deposit account.

Respectfully submitted,

Date: February 14, 2000

A handwritten signature in dark ink, appearing to be 'JFM', is written over a horizontal line.

James F. McKeown
Registration No. 25,406

JFM:blp